

SEP 04 '12 -1 17 PM

**SURFACE TRANSPORTATION BOARD****FIRST UNION RAIL**

One O'hare Centre  
6250 River Road, Suite 5000  
Rosemont, IL 60018-4214

Tel 847 318 7575  
Fax 847.318 7588  
www.firstunionrail.com

**VIA UPS 2<sup>nd</sup> DAY AIR**

August 30, 2012

Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W., Suite 100  
Washington, DC 20423-0001  
Attn: Recordation of Railroad Equipment

**Re: Memorandum of Lease Agreement**

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) originals and one (1) copy of a Memorandum of Lease Agreement dated July 20, 2012, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Lease Agreement which was duly filed with the Surface Transportation Board under primary Recordation Number 27121.

The names and addresses of the parties to the enclosed document are:

Lessor: First Union Rail Corporation  
One O'Hare Centre  
6250 N. River Road, Suite 5000  
Rosemont, IL 60018

Lessee: Asahi Kasei Plastics North America, Inc.  
900 E Van Riper Road  
Fowlerville, MI 48836

A description of the railroad equipment covered by the enclosed document is for twelve (12) hopper cars having FURX marks (see Exhibit A for specific car numbers).

A short summary of the document to appear in the index follows: **Memorandum of Lease**

Also enclosed is a check in the amount of \$42.00 payable to the order of the Surface Transportation Board covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned along with the additional copies.

If you have any questions regarding the above-referenced matter, please contact me at (847) 384-5397. Thank you for your cooperation in this matter.

Sincerely,



Marcia Dunne  
Senior Documentation Specialist

Enclosures

(AKPL002)

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ASSGN. NO.: AKPL002

## MEMORANDUM OF LEASE

~~SURFACE TRANSPORTATION BOARD~~

THIS MEMORANDUM OF LEASE (the "Memorandum") is made and entered into as of this the 20<sup>th</sup> day of July, 2012, by and between First Union Rail Corporation ("Lessor"), a North Carolina corporation, and Asahi Kasei Plastics North America, Inc ("Lessee"), a Michigan corporation.

## WITNESSETH:

The undersigned Lessor and Lessee have entered into that certain Lease Agreement (the "Lease"), dated as of July 30, 2007, whereby Lessor has agreed to lease to Lessee certain railcars pursuant to Rider No. 2 to the Lease (the "Rider"), as described in more particular on Exhibit A attached hereto, effective as of July 20, 2012, and subject to the terms, conditions and provisions of the above-mentioned Lease and Rider.

IN WITNESS WHEREOF, the parties hereto have each caused this Memorandum to be duly executed under seal by their respective officers duly authorized as of the date and year first above written.

LESSOR:

FIRST UNION RAIL CORPORATION

By: Richard F. Seymour

Name: RICHARD F. SEYMOUR  
 Title: VICE PRESIDENT SALES & MARKETING

ATTEST

By: Georgia FreiburgerName: GEORGIA FREIBURGER

Title: MGR. OF DOCUMENTATION Executed on this 20<sup>th</sup> day of July, 2012.

[CORPORATE SEAL]

STATE OF IllinoisCOUNTY OF Cook

I, Janice L. Enolva, a Notary Public of the County and State aforesaid, certify that Richard F. Seymour personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

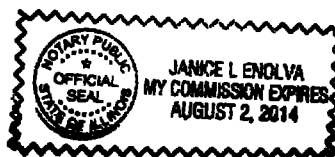
WITNESS my hand and official stamp or seal, this 20<sup>th</sup> day of July, 2012.

Janice L. Enolva  
 Notary Public

My Commission Expires:

8-2-2014

(Notary Public)



**LESSEE:**

ASAHI KASEI PLASTICS NORTH AMERICA, INC.

ATTEST:

By: N. Prasad Puttagunta

Name: N. Prasad Puttagunta

Title: Vice President

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Executed on this 27 day of June, 2012.

[CORPORATE SEAL]

STATE OF MICHIGAN

COUNTY OF WASHTENAW

I, WALTER L ROBERTSON, a Notary Public of the County and State aforesaid, certify that N. PRASAD PUTTAGUNTA personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease

WITNESS my hand and official stamp or seal, this 27th day of JUNE, 2012.

[Signature]

Notary Public

Commission Expires:

8/16/2015

(Notary Public)

WALTER L ROBERTSON  
NOTARY PUBLIC - STATE OF MICHIGAN  
COUNTY OF WASHTENAW  
My Commission Expires August 16, 2015  
Acting in the County of Washtenaw

**EXHIBIT A**  
**to**  
**MEMORANDUM OF LEASE**

NUMBER OF CARS: Twelve (12)

DESCRIPTION OF CARS: Plastic Pellet Covered Hopper Cars.

CAR NUMBERS:

FURX	878353
FURX	878354
FURX	878368
FURX	878369
FURX	878370
FURX	878374
FURX	878376
FURX	878389
FURX	878393
FURX	878395
FURX	878396
FURX	878398